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Attorneys for Plaintiff and Counter-Defendant
 WEBCOR CONSTRUCTION, INC. dba
 WEBCOR BUILDERS and Counter-defendant
 ST. PAUL FIRE AND MARINE INSURANCE
 COMPANY

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA for the Use and
 Benefit of WEBCOR CONSTRUCTION, INC.,
 etc.,

Plaintiffs,

vs.

DICK/MORGANTI, a joint venture, et al.,

Defendants.

AND RELATED COUNTERCLAIMS AND
 THIRD PARTY CLAIMS.

CASE NO.: 3:07-CV-02564-CRB

**JOINT STIPULATION AND [PROPOSED]
 ORDER TO CONTINUE TRIAL DATE**

Complaint Filed: May 11, 2007
 Pre-Trial Conference: April 21, 2011
 Trial Date: May 2, 2011

Before: Hon. Charles R. Breyer

Plaintiff and Counter-Defendant Webcor Construction, Inc. dba Webcor Builders ("Webcor"),
 Counter-Defendant St. Paul Fire and Marine Insurance ("St. Paul") and Defendant, Counter-Claimant
 and Third Party Complainant DICK/MORGANTI, a joint venture ("D/M"), by and through their
 respective counsel, hereby stipulate to a continuance of the upcoming trial date as well as the upcoming
 case management conference for the reasons set forth below.

On September 17, 2010, at the last Case Management Conference, the Court set the matter for
 trial on May 2, 2011 with a Pre-Trial Conference set for April 21, 2011. At the time of setting that trial

1 date, counsel for Webcor and St. Paul inadvertently overlooked that lead trial counsel, Richard T.
 2 Bowles, would be unavailable for that trial date due to a long-standing pre-planned vacation to South
 3 Africa from May 11 to May 30, 2011. Mr. Bowles is also set for trial on June 13, 2011 in San Mateo
 4 County Superior Court. Dick/Morganti does not oppose the continuance requested by Webcor and St.
 5 Paul. Accordingly, the parties hereby stipulate to and request that the trial date be continued to July 12,
 6 2011 or the next earliest available trial date thereafter. The parties further stipulate to and request that
 7 the pre-trial conference set for April 21, 2011 be moved to sometime in the first two weeks of June
 8 2011 and prior to June 13, 2011. The parties further stipulate and agree that all other pre-trial deadlines
 9 shall be recalculated according to the revised trial date.

10 A further case management conference is presently set for December 10, 2010 at 8:30 a.m.
 11 Counsel for D/M is set for trial taking place from December 6 through December 10, 2010. Therefore,
 12 counsel for D/M and Webcor hereby stipulate and request that the further case management conference
 13 be continued to December 17, 2010 at 8:30 a.m.

14 IT IS SO STIPULATED.

15 Dated: November 5, 2010

BOWLES & VERNA LLP

17 By: 

18 RICHARD T. BOWLES
 19 KENNETH G. JONES
 MICHAEL P. CONNOLLY
 Attorneys for Plaintiff and Counter-Defendant
 20 WEBCOR CONSTRUCTION, INC. dba
 WEBCOR BUILDERS and Counter-
 21 Defendant ST. PAUL FIRE AND
 MARINE INSURANCE COMPANY

1 Dated: November 5, 2010

HOWREY LLP

3 By:

John W. Ralls

John Foust

Attorneys for Defendants, Counter-Claimants
and Third Party Complainants
DICK/MORGANTI; DICK
CORPORATION; and THE
MORGANTI GROUP

8 **ORDER**

July 18

10 Good cause showing, the trial date in this matter is continued from May 2, 2011 to ~~July 17,~~
July 12,
11 2011, and the pre-trial conference is continued from April 21, 2011 to ~~June~~ __, 2011. In addition, the
12 further case management conference is continued from December 10, 2010 to December 17, 2010 at
13 8:30 a.m. and all pre-trial deadlines shall be recalculated in accordance with the revised trial date.

14 PURSUANT TO STIPULATION, IT IS SO ORDERED.

15 DATED: Nov. 12, 2010

